

### **STATUS OF THE APPLICATION**

This application and all of claims 1-18 therein was Allowed on 06/26/03 and the Issue Fee was paid on 09/18/03.

This application was thereafter removed from allowance by Official Action dated April 8, 2004.

Claims 11-16 were newly rejected under 35 USC 101 as being directed to non-statutory material.

Claims 11-16 were also rejected under 35 USC 103(a) as unpatentable over European Patent Application 0 817 153 A1 to Lin.

### **REMARKS/ARGUMENTS**

Reconsideration of the above-identified application is respectfully requested.

### **THE REJECTION OF CLAIMS 11-16**

#### **UNDER 35 USC 103**

#### **OVER THE CITED LIN REFERENCE:**

Applicant notes that the USPTO has asserted that the disclosure at column 4, lines 34-41 of the Lin specification identifies text where words are numbered but fully acknowledges that Lin ... "does not disclose each of the claimed elements of claims 11-16". The USPTO then states that the claimed elements concern printed matters; that printed matter is not functionally related to the substrate; and then concludes that it cannot be used to distinguish over the cited prior art.

In a telephonic interview on May 10, 2004 Counsel discussed the rejections with Examiner Fernstrom and proposed amending the dependency of claims 11-16 to dependency upon method claim 1 to avoid the rejection of claims 11-16. It was tentatively agreed that such amendment would resolve the rejections and such amendment has been tendered herewith. It is submitted that changing the ultimate dependency of claims 11-16 to allowed claim 1, avoids the rejection under 35 USC 103 in that the printed matter is functionally related to the method.

#### **THE REJECTION OF CLAIMS 11-16**

##### **UNDER 35 USC 101**

This rejection asserts that the invention of claims 11-16 is directed to non-statutory subject matter, the claims being essentially a mere arrangement of printed matter.

This rejection was also discussed in the foregoing denoted interview wherein it was agreed that amending the dependency of claims 11-16 to dependency upon method claim 1 would resolve the rejection in that the printed matter is functionally related to the method.

In view thereof, it is submitted that claims 11-16 are in condition for allowance and action toward that end is respectfully requested.

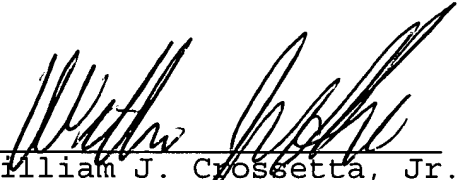
# **SUMMARY**

In view of the foregoing, it is submitted the issue regarding functionality of the text in the documents recited in the claims has been properly avoided by amending dependency thereof.

Accordingly, as all other rejections have been abandoned, it is respectfully submitted that claims 1-10, 11-16 and 17-18 are in condition for allowance and that action toward same be initiated.

Respectfully submitted,

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